



I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d), of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

**FOREIGN PRIORITY APPLICATION(S)**

		<b><u>Priority Claimed</u></b>
<u>None</u>		<u>[ ] Yes [ ] No</u>
(Number)	(Country)	(Day/month/year filed)

I verily believe the original patent to be wholly or partially inoperative or invalid, by reason of the patentee claiming more or less than he had the right to claim in the patent. At least one excess or insufficiency in the original claims involves unduly narrow reference the balance between response time and system latency.

All errors sought to be corrected in this reissue application up to the time of filing this declaration arose without any deceptive intention on my part or on the part of the applicant.

I, Zeev Collin, am an inventor of the above-referenced patent application and hereby declare that I am a citizen of Israel residing at 15 Clove Blossom, Irvine, CA 92604 USA.

I am a person with sufficient interest in this patent application and am authorized by Conexant Systems, Inc., 4311 Jamboree Road, Newport Beach, CA 92660-3095, to sign this declaration on behalf of, and as agent for the below named inventor who cannot be found or reached.

**First Named Inventor (omitted inventor):** Inventor: Ron Cohen  
Citizenship: Israeli

Last Known Address of Omitted Inventor: 4 Radak Street;  
Ramat Hasharon 47208 Israel

Upon information and belief, I aver those facts which the non-signing inventor is required to state. Accompanying this declaration to establish proof of pertinent facts and to show such action is necessary to preserve the rights of the parties or to prevent irreparable damage are the following:

1. Declaration by Sharley Torri of Facts in Support of Filing on Behalf of Omitted Inventors;
2. Petition; and
3. Petition fee in the amount set for the in § 1.17(h).

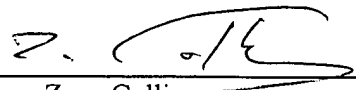
VIA EXPRESS MAIL NO. EL704725772US  
Date of Mailing: April 17, 2001

Attorney Docket No. 97RSS561RE  
Akin Gump No. 044368.0461

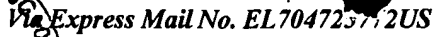
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

**Third Named Inventor**

Date: April 12, 2001

By:   
Name: Zeev Collin

Residence: Irvine, CA  
Citizenship: Israeli  
Post Office Address: 5 Clove Blossom;  
Irvine, CA 92604



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MAY 07 2001

OFFICE OF PETITIONS  
DEPUTY A/C PATENTS





























Art Unit: 2782 OFFICE OF THE  
DEPUTY ATTORNEY GENERAL

Examiner: Not Yet Assigned

For: COMMUNICATION SYSTEM WHICH  
DYNAMICALLY SWITCHES SIZES OF  
SAMPLE BUFFER BETWEEN FIRST SIZES  
FOR QUICK RESPONSE TIME AND  
SECOND SIZE FOR ROBUSTNESS TO  
INTERRUPT LATENCY

This declaration is made as to the exact facts which are relied upon to establish the diligent effort made to secure the execution of the Declaration and Power of Attorney by the inventors who have refused to sign or cannot be reached for the above-referenced patent application before deposit thereof in the Patent and Trademark Office.

This declaration is being made by the available person having first-hand knowledge of the facts recited herein:

**Sharley Torri**  
**Conexant Systems, Inc.**  
**4311 Jamboree Road**  
**Newport Beach, CA 92660**

**Identification of Person Making this Declaration of Facts**

This Declaration is being made by Sharley Torri, residing at 1 Coronado Cay Lane, Aliso Viejo, CA 92660. I am presently a legal assistant with Conexant Systems, Inc., in Newport Beach, CA. In relation to the above-referenced patent application, I do hereby declare:



Facts

- 1) I have been directly involved with efforts to secure formal paperwork, including a Declaration, executed by Ron Cohen, one of the joint inventors for the above-referenced patent application.
- 2) I contacted Ms. Eti De-Leon at our Human Resources international office to request assistance in locating Mr. Cohen at his last known address and to secure a copy of his employment agreement. I was informed that Mr. Cohen was never a Rockwell/Conexant employee - he was the owner of the company that Rockwell (now Conexant) acquired people from, therefore there would be no employment agreement on file. I was also give Mr. Cohen's last known address. See Exhibit A attached hereto.
- 3) At least one bonafide attempt was made to present a copy of the application papers (specification, including claims, drawings and declaration) to the omitted inventor for signature mailed on March 27, 2001 via Federal Express (Fed Ex Tracking No. 817224966204). A copy of the Federal Express Receipt is attached hereto as Exhibit B. The package was returned by Federal Express as undeliverable. Mr. Cohen was no longer at that address and to date, we have not received a response from Mr. Cohen. The last known address for Mr. Ron Cohen is 4 Radak Street, Ramat Hasharon 47208 ISRAEL.
- 4) I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: April 11, 2001

By: Sharley Torri  
Sharley Torri  
Title: Legal Assistant

Residence: 1 Coronado Cay Lane  
Aliso Viejo, CA 92660  
Citizenship: USA  
Post Office Address: Same

IP Legal Assistant  
Conexant Systems, Inc.  
4311 Jamboree Road  
Department 927, E08 803  
Newport Beach, California 92660  
949-483-3204 (tel)  
949-483-3206 (fax)  
e-mail: sharley.torri@conexant.com

----- Forwarded by Sharley D Torri/USA/Conexant on 03/29/01 10:31 AM -----



**Eti De-Leon**

03/28/01 12:06 AM

To: Sharley D Torri/USA/Conexant@CNXT  
cc:  
bcc:  
Subject: Request for Assistance

Hello Sharley:

Ron Cohen was never a Rockwell/Conexant employee - he was the owner of the company that Rockwell at the time acquired people from him... still I can approach to him because he is sitting in offices across our offices. His Tel: 972-9-9566656

As for Nir Tal: long ago since he left the company... his telephone no is: 972-52-683294

Let me know if you need any farther assistance. Eti

Eti De-Leon

Mindspeed Technologies Israel LTD

Human Resources Manager

11 Galgaley Haplada st. Herzelia

Phone: 972-9-9615101

Fax: 972-9-9615188

Cel: 972-54-307477

----- Forwarded by Eti De-Leon/Intl/Conexant on 28/03/01 09:06 -----



**Sharley D Torri**

03/27/01 07:41 PM

To: Ruth Hilmer/Intl/Conexant@CNXT  
cc:  
Subject: Request for Assistance

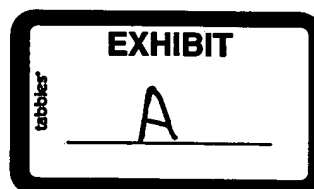
Hello Ruth. It has been quite awhile since we corresponded. But, here I am again with a request for assistance.

Two gentlemen left the facility in Israel and we need their signatures on a Declaration for a patent application. If you have a last-known address/location for these gentlemen, that would be helpful. If not, we will need a copy of their Employment Agreements that can be filed with the Patent and Trademark Office to prove that they were employees during the prosecution of this application.

The two gentlemen are Ron Cohen and Nir Tal.

Any assistance you can provide would be much appreciated.

Best regards,  
Sharley Torri



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